

**UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS  
EASTERN DIVISION**

DR. JENNY H. CONVISER and  
ASCEND CONSULTATION IN  
HEALTH CARE, LLC,

Plaintiffs,

V.

DEPAUL UNIVERSITY,

Defendant.

Case No.: 20-cv-03094

Honorable Franklin U. Valderrama

**DEFENDANT’S OPPOSED MOTION FOR  
CERTIFICATION OF INTERLOCUTORY APPEAL  
AND TO STAY PROCEEDINGS**

Defendant DePaul University (“Defendant” or “DePaul”), by counsel and pursuant to 28 U.S.C. § 1292(b), moves the Court for a certification under 28 U.S.C. § 1292(b) to permit an interlocutory appeal of the question whether independent contractors like Plaintiffs have statutory standing under Title IX of the Education Amendments Act of 1972. DePaul also moves the Court to stay discovery proceedings pending resolution of the appeal process. The bases for this Motion are set forth in DePaul’s concurrently-filed Memorandum in Support. Counsel for DePaul conferred with counsel for Plaintiff on January 19, 2023, who indicated that they oppose this Motion.

Date: January 19, 2023

Respectfully submitted,

DePaul University

By: /s/ Christina Egan

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**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that on January 19, 2023, I electronically filed the foregoing *Defendant's Opposed Motion for Certification of Interlocutory Appeal and to Stay Proceedings* with the Clerk of the Court by using the CM/ECF system which will send notification of such filing to all counsel of record.

/s/ Christina Egan  
One of Defendant's Attorneys